

**GOVERNMENT OF TELANGANA
ABSTRACT**

Animal Husbandry, Dairy Development & Fisheries Department – Land acquired in Sy.No.29/1 and 29/4 of Jammichedu(V), Gadwal(M), JogulambaGadwal District for construction of Fish Seed farm- Sanction of Decretal Chargesin O.P.No.45/1996 - Orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (V&F) DEPARTMENT

G.O.Rt.No. 115

Dated: 11-08-2017

Read the following:

- 1.From the Collector,JogulambaGadwal, Lr.No.G2/5861/2016/G2/50/2017, Dt:19.1.2017.
- 2.From the Commissioner of Fisheries, T.S.Hyderabad Lr.No.12367/C1/2008, dt.24.3.2017.
- 3.From the Chief Secretary to Government& CCLA(FAC),Hyderabad Lr.No.L.A.I(A)/268/2017, dt:15.04.2017.

O R D E R:

In the reference 1st read above, the District Collector, JogulambaGadwal has stated that the Land Acquisition Officer, Gadwal has acquired land to an extent of Ac.5.11 gts in SY.No.29/1 and 29/4 of Jammichedu (V), Gadwal (M), JogulambaGadwal District for construction of Fish Seed Farm and passed Award No.4/1988, dt.23.6.1988 duly fixing market value of land @ Rs.5,000/- per acre. Aggrieved by the market value fixed by the Land Acquisition Officer, the Awardees have filed petition U/s 18 of the L.A.Act in the Court of Sr.Civil Judge, Gadwal in OP No.45/1996. The Hon'ble Sr.Civil Judge, Gadwal in its orders dt.22.3.2005 in OP No.45/1996 enhanced the market value from Rs.5,000/- to Rs.20,000/- per acre. On the orders of the lower Court, the LAO has filed an appeal against the orders and decree of the lower Court before the Hon'ble High Court, since the enhancement of compensation was more than 50%. The Hon'ble High Court has ordered in LAAS No.975/2005, dt.4.12.2006 as follows:

"This court doth order and decree that the decree of the Lower Court be and hereby is confirmed and this appeal is dismissed and this Court doth further order and decree that there be no order as to costs in Appeal."

2. The Govt. Pleader for Appeals, High Court has opined that, it is not a fit case for appeal and advised to comply with the Judgement passed by the Hon'ble High Court without any further delay so as to avoid payment of exorbitant rate of interest. Therefore, the District Collector, JogulambaGadwal has submitted proposal to the Commissioner of Fisheries, T.S.Hyderabad for sanction of decretal charges as per the court order for an amount of Rs.3,90,031/- to deposit in OP No.45/1996 in the Court of Sr.Civil Judge, Gadwal.

3. The CS&CCLA, Hyderabad has verified and scrutinised the calculation made by the District Collector, JogulambaGadwal and sent a comparative calculation sheet along with interest and arrived at Rs.3,04,532/- (Rupees Three lakhs Four thousand Five hundred and Thirty Two only) for sanction of decretal charges in O.P.No.45/1996 for the land acquired to an extent of Ac.5.11 gts of Jammichedu (V), Gadwal (M), JogulambaGadwal District for construction of Fish Seed Farm.

4. Govt. after careful examination of the proposal, hereby permit the Commissioner of Fisheries, T.S.Hyderabad for release of an amount of Rs.3,04,532/- (Rupees three lakhs four thousand five hundred and thirty two only) to the Collector, JogulambaGadwal District towards decretal charges to be deposited in the Court of Senior Civil Judge, Gadwal in O.P.No.45/1996as confirmed by the Hon'ble High Court

in LAAS.NO.975/2005 for land acquired to an extent of Ac.5.11 gts of Jammichedu (V), Gadwal (M), JogulambaGadwal District for construction of Fish Seed Farm.

5. The expenditure sanctioned in para (4) above shall be debited to the Head Of Account - 2405 Fisheries – MH – 001- Direction and Administration - GH 25 – State Sector Schemes – SH (03) – District Offices – 500 Other charges – 501 Compensation (Charged) and initially shall be met by way of an advance from Contingency Fund for which orders will be issued by Fin. (BG) Department separately.

6. The Commissioner of Fisheries is directed to issue necessary Proceedings to the District Collector, JogulambaGadwal to comply with the Court orders in LAAS No.975/2005 in O.P.No.45/1996 and also send necessary proposals towards recoupment of an advance taken from Contingency Fund at an appropriate time.

6. The District Collector, JogulambaGadwal shall verify the calculation sheet submitted by the LAO once again before issue of the Proceedings for releasing the amount. If any discrepancy/ excess claim is found in the calculation sheet in future, the LAO shall be held solely responsible.

7. This order issued with the concurrence of Finance(EBS.II)Deptt., vide their U.O.No. 8876/214/A2/EBS.II/17, dt.10.8.2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

SURESH CHANDA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner of Fisheries,Telangana State, Hyderabad.

The Collector, JogulambaGadwal District.

Copy to:

The Chief Secretary & CCLA, T.S.Hyderabad.

The Finance (EBS.II) Dept.,

The Finance (BG) Department.

The Director of Treasury & Accounts, T.S.Hyderabad.

The Accountant General, T.S.Hyerabad.

The District Treasury Officer, JogulambaGadwal.

The P.S. to Spl.ChiefSecretary to Govt., AHDD&F Dept.,
SC/SF.

// FORWARDED BY ORDER//

SECTION OFFICER